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FEB 15 2006

**OFFICE OF PETITIONS**

In re Application of :  
Alan L. Backus, et al. :  
Application No. 10/039,395 :  
Filed: November 7, 2001 :  
Attorney Docket No. 45891/GSL/A641 :

ON PETITION

This is a decision on the renewed petition under 37 CFR 1.137(b), filed January 26, 2006, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to submit formal drawings in a timely manner in reply to the Notice of Allowability mailed April 20, 2004, which set a statutory period for reply of three (3) months. Accordingly, the above-identified application became abandoned on July 21, 2004.

A review of the record indicates that the applicant was inadvertently charged \$1500 for the renewed petition and \$1400 for the issue fee submitted on January 26, 2006. Since the petition and issue fees were previously paid on June 6, 2005, the current fees will be credited to applicant's deposit account.

In view of the submission of the petition fee in the large entity amount of \$1,500, status as a small entity has been removed.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of Formal Drawings; (2) the petition fee; and (3) the required statement of unintentional delay have been received.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3229.

This application matter is being referred to the Publishing Division for further processing.

*Retta Williams*

Retta Williams  
Petitions Examiner  
Office of Petitions